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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

SUSAN BITTER SMITH – Chairman
BOB STUMP
BOB BURNS
DOUG LITTLE
TOM FORESE

Arizona Corporation Commission

DOCKETED

MAY 19 2015

DOCKETED BY

IN THE MATTER OF THE APPLICATION OF
JOHN WISER D/B/A CACTEL (CACTUS
TELECOMMUNICATION) FOR APPROVAL
TO CANCEL ITS CERTIFICATE OF
CONVENIENCE AND NECESSITY TO
PROVIDE CUSTOMER OWNED PAY
TELEPHONE SERVICES.

DOCKET NO. T-03712A-15-0046

DECISION NO. 75100

ORDER

Open Meeting
May 12 and 13, 2015
Phoenix, Arizona

BY THE COMMISSION:

Having considered the entire record herein and being fully advised in the premises, the Arizona Corporation Commission ("Commission") finds, concludes, and orders that:

* * * * *

FINDINGS OF FACT

1. In Commission Decision No. 61809 (June 29, 1999), the Commission granted John Wiser d/b/a CacTel (Cactus Telecommunication) ("John Wiser" or "Applicant") a Certificate of Convenience and Necessity ("CC&N") to provide customer owned pay telephone ("COPT") services in Arizona.

2. On February 19, 2015, John Wiser filed an application with the Commission requesting approval to cancel its CC&N to provide COPT services in Arizona. In the application, the Applicant waived the right to notice and a hearing to cancel the CC&N.

3. On April 15, 2015, the Commission's Utilities Division ("Staff") filed a Memorandum in response to John Wiser's application to cancel its CC&N. The application indicated John Wiser no longer provides COPT services in the State of Arizona. Staff states Mrs. Wiser indicated that she was authorized, as the widow of Mr. John Wiser, to file the application on behalf of the Applicant. According to Staff, the Commission's Consumer Services Section reported that no complaints,

1 inquiries, or opinions have been filed against John Wiser through March 5, 2015. Further, the
2 Commission's Compliance Section reports that no compliance items or delinquencies have been
3 reported for the Applicant. Per the Staff Report, the Corporations Division reports no information for
4 the Applicant.

5 4. Staff recommends approval of John Wiser's application to cancel its CC&N.

6 5. Staff's recommendation is reasonable and should be adopted.

7 **CONCLUSIONS OF LAW**

8 1. Applicant is a public service corporation within the meaning of Article XV of the
9 Arizona Constitution and A.R.S. §§ 40-281 and 40-282.

10 2. The Commission has jurisdiction over John Wiser and the subject matter of the
11 application.

12 3. The cancellation of John Wiser's CC&N to provide COPT services in Arizona is in
13 the public interest.

14 4. The Applicant waives its right to notice and a hearing in this matter.

15 5. Staff's recommendation is reasonable and should be adopted.

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ORDER

IT IS THEREFORE ORDERED that John Wiser d/b/a CacTel (Cactus Telecommunication)'s Certificate of Convenience and Necessity granted in Decision No. 61809 (June 29, 1999), to provide customer owned pay telephone services in Arizona is hereby canceled.

IT IS FURTHER ORDERED that this Decision shall become effective immediately.

BY ORDER OF THE ARIZONA CORPORATION COMMISSION.


CHAIRMAN


COMMISSIONER


COMMISSIONER


COMMISSIONER


COMMISSIONER

IN WITNESS WHEREOF, I, JODI. A. JERICH, Executive Director of the Arizona Corporation Commission, have hereunto set my hand and caused the official seal of the Commission to be affixed at the Capitol, in the City of Phoenix, this 19th day of May, 2015.


JODI A. JERICH
EXECUTIVE DIRECTOR

DISSENT _____

DISSENT _____

SP:ru

1 SERVICE LIST FOR: JOHN WISER D/B/A/ CACTEL (CACTUS
2 TELECOMMUNICATION)

3 DOCKET NO.: T-03712A-15-0046

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5 c/o Mrs. Anne Wiser
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7 Yuma, AZ 85364

8 Janice Alward, Chief Counsel
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